

<p style="text-align: center;">Page 10</p> <p>1 J. Diroche 2 Q. Was your regular workweek six days? 3 A. Yes. 4 Q. How many hours per day did you work? 5 A. Twelve hours. From seven to seven. 6 Q. Did there come a time when your hours 7 were reduced to 48 hours? 8 A. Yes. 9 Q. When was that? 10 A. 2006. 11 Q. When in 2006? 12 A. I don't remember the date. 13 Q. Do you remember whether it was early in 14 the year of 2006? 15 A. Yes. Around there. 16 Q. Could it have been February of 2006? 17 A. More or less. Around there. 18 Q. When your hours were reduced to 48 19 hours in February of 2006 how many days per week 20 did you work? 21 A. Five. 22 Q. Is that five days per week? 23 A. Yes. 24 Q. How many hours per day did you work on 25 each of the five days? </p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>	<p style="text-align: center;">Page 11</p> <p>1 J. Diroche 2 A. Four days at ten hours a day. And one 3 day at eight. 4 Q. Were you paid by check? 5 A. Yes. 6 Q. Were you paid by check for the entire 7 time that you worked for defendants? 8 A. Lunch hour was always missing. 9 Q. Were you always paid by check? 10 A. Yes. Check and cash. 11 Q. How much were you paid in cash? 12 A. Fifteen, \$20. 13 Q. Who gave you the cash? 14 A. The check was inside the envelope. 15 The supervisor would give it to me -- Raj. 16 Q. In the complaint in paragraph 12 it 17 states that you were paid 20 to \$70 a week in 18 cash. Is that correct or incorrect? 19 A. That's incorrect. 20 Q. Did anyone tell you why you were 21 receiving this cash? 22 A. No one told me. 23 Q. Did you ever ask anyone why you were 24 receiving this cash? 25 A. I did not ask. I figured it was for </p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>
<p style="text-align: center;">Page 12</p> <p>1 J. Diroche 2 the extra hours I worked. 3 Q. Did there come a time when you stopped 4 receiving cash? 5 A. In 2006 when I was working. 6 Q. Did anyone tell you why you stopped 7 receiving cash? 8 A. No. 9 Q. Did you ever ask anyone why you stopped 10 receiving cash? 11 A. No. 12 Q. Did you stop receiving cash at the same 13 time that your hours were reduced in February of 14 2006? 15 A. No. Before that. 16 Q. How long before that? 17 A. I don't remember. 18 Q. Isn't it a fact that you stopped 19 receiving the cash because the company started 20 paying for your lunch hour? 21 A. No. 22 Q. Did your paycheck have a stub that 23 listed the number of hours that you worked? 24 A. Yes. 25 Q. Did your paycheck list what your hourly </p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>	<p style="text-align: center;">Page 13</p> <p>1 J. Diroche 2 rate of pay was? 3 A. They put it on the check, but not 4 completely. 5 Q. I was asking whether it contained your 6 hourly rate of pay? 7 A. Yes. 8 Q. And did it list overtime hours on this 9 stub? 10 A. Yes. 11 Q. And do you understand what time and a 12 half is? 13 A. No. 14 Q. Do you understand that if you work over 15 40 hours in a week you must be paid time and a 16 half of your hourly rate? 17 A. If I would have known that I would have 18 told them -- claimed it. 19 Q. Do you know if you received a higher 20 rate of pay for hours you worked over 40? 21 A. No. 22 Q. In your lawsuit against the defendants 23 what hours are you claiming defendants did not pay 24 you? 25 A. The lunch hour. </p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>

<p style="text-align: center;">Page 14</p> <p>1 J. Diroche 2 Q. Any other hours? 3 A. They took out two hours a day from my 4 check. I don't know why. I told Raj about it. 5 They never paid it. Never paid it. 6 Q. During what period of time did they 7 take two hours out per day? 8 A. Till now. Till the beginning of 2006. 9 Q. From the beginning of 2006 until now? 10 A. I worked with them since I came into 11 this country. 12 Q. I want to know when did they first 13 start taking out two hours per day? 14 A. I don't remember. 15 Q. Do you remember what year it first 16 began? 17 A. I don't know, because I noticed that on 18 my check about a year or so ago. 19 Q. When you went to work did you punch a 20 time clock? 21 A. Yes. 22 Q. What time did you start work? 23 A. Seven p.m. to seven a.m. 24 Q. And when you finished work at seven 25 a.m. did you punch out your time card? </p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>	<p style="text-align: center;">Page 15</p> <p>1 J. Diroche 2 A. Yes. 3 Q. On your check were you paid for all of 4 the hours from punching in at seven p.m. until you 5 punched out at seven a.m.? 6 A. No. The lunch hour was missing. 7 Q. Were there any other hours missing? 8 A. What you asked me before about time and 9 a half, that they were supposed to pay, they 10 didn't pay. 11 Q. Were there any hours that you were not 12 paid at all for other than the lunch hour? 13 A. No. 14 Q. What hours did you work that you were 15 not paid for other than the lunch hour? 16 A. When I worked seven days and Raj would 17 call me, someone was missing, someone was out, he 18 would call me. I go and cover for him. 19 Q. Did you punch in when you covered for 20 this person? 21 A. That's why they didn't pay me because I 22 didn't have the card with me. It was in the place 23 where I worked normally. 24 Q. How often did you work on a seventh day 25 for someone? </p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>
<p style="text-align: center;">Page 16</p> <p>1 J. Diroche 2 A. It wasn't too frequently. It was when 3 someone was out and he needed to cover. 4 Q. In all of the time that you worked for 5 the defendants how often did you cover for someone 6 on a seventh day? 7 A. I don't remember. 8 Q. Was your regular day off a Sunday? 9 A. No. 10 Q. The number of times that you covered 11 for another employee was it less than 10? 12 A. More or less. 13 Q. Does that mean that about 10 is the 14 right number of times? 15 A. Yes. 16 Q. Did you ever ask anyone why you were 17 not being paid when you covered for someone? 18 A. Raj I did. 19 Q. What did Raj say? 20 A. That he is paying me. 21 Q. Did he say anything else? 22 A. Yes. To call Sam. 23 Q. Did you call Sam? 24 A. No, I don't usually call him. 25 Q. Did Raj tell you that the hours you</p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>	<p style="text-align: center;">Page 17</p> <p>1 J. Diroche 2 worked when covering for someone were included in 3 your check? 4 A. Yes. 5 Q. Are you claiming that you were not paid 6 for any of the hours you worked when you were 7 covering for someone else? 8 A. Sometimes they paid. 9 Q. Sometimes they paid for all of the 10 hours when you worked for someone else? 11 A. Not all, not all. 12 Q. On each of the days on which you 13 covered for someone else did they pay some of your 14 hours? 15 A. Excuse me? 16 Q. Is there any day that you worked for 17 someone else that you did not receive any pay at 18 all? 19 A. No. 20 Q. So on all of the days that you worked 21 for someone else you received pay for some of your 22 hours? 23 A. Yes. 24 Q. And on each of these days how many 25 hours were you not paid for? </p> <p style="text-align: center;">TSG Reporting - Worldwide 877-702-9580</p>

<p style="text-align: right;">Page 26</p> <p>1 J. Diroche 2 Q. Is it your testimony that during the 3 entire time that you worked for defendants that 4 you never took breaks whatsoever? 5 A. No. My shift was the one that you 6 worked the most in. I couldn't. 7 Q. Is it your testimony that you never 8 left the garage during your shift to perform any 9 personal errands? 10 A. No. How would I do that? It's my job. 11 How am I going to abandon my job? It's two 12 floors. One upstairs, one downstairs. There are 13 a lot of cars in there. When there's one 14 upstairs, there's one downstairs receiving. 15 Couldn't do it. 16 Q. How many cars entered and left the 17 garage during a typical hour during your shift? 18 A. In one hour maybe 15, 20. Between the 19 monthlies and the dailies. 20 Q. How many employees were on duty working 21 during your shift? 22 A. Two. 23 Q. Two including you or two plus you? 24 A. One plus myself. 25 Q. Just prior to your resignation what was</p> <p style="text-align: right;">TSG Reporting - Worldwide 877-702-9580</p>	<p style="text-align: right;">Page 27</p> <p>1 J. Diroche 2 the name of the employee that you worked with? 3 A. My co-worker? 4 Q. Yes. 5 A. There were several. Now they got three 6 shifts. Before it was only two shifts. 7 Q. I want to know what was the name of the 8 individual who was working during your shift? 9 A. Pedro Breton, Edison. 10 Q. Alvarez? 11 A. I don't know his last name. To me he's 12 Breton, because Breton is his father. 13 Bienvenido worked with me also. Edwardo Colon. 14 The ones that worked on my shift only 15 or ones that relieved me also? 16 Q. Just your shift. 17 A. Right now Pedro Breton, Bienvenido. 18 Edison, Edwardo Colon. I don't remember the 19 others. 20 Q. Did you ever work with Samuel Gerraro? 21 A. At the beginning when I started working 22 at the parking garage. 23 Q. When was the last time you spoke to 24 Mr. Gerraro? 25 A. I don't remember.</p> <p style="text-align: right;">TSG Reporting - Worldwide 877-702-9580</p>
<p style="text-align: right;">Page 28</p> <p>1 J. Diroche 2 Q. Have you spoken to him in the last 3 year? 4 A. We talked when I used to work there. 5 We used to work together. But since I left I 6 haven't spoken to him. 7 Q. Have you spoken to him in the last 8 year? 9 A. Yes. 10 Q. Was that by telephone or in person? 11 A. In person. We worked together. It was 12 only a wall that divided us. We worked together. 13 Q. And was there any discussion about any 14 lawsuit against defendants? 15 A. No. 16 Q. Did Mr. Gerraro mention any lawsuit 17 against defendants? 18 A. No. 19 Q. Did you mention any lawsuit that you 20 were going to bring against defendants? 21 A. No, I don't talk about that with no 22 one. 23 Q. Do you know a Percio Ramon-Amparo? 24 A. Yes. We worked together for a little 25 while.</p> <p style="text-align: right;">TSG Reporting - Worldwide 877-702-9580</p>	<p style="text-align: right;">Page 29</p> <p>1 J. Diroche 2 Q. Have you spoken to him in the last 3 year? 4 A. No. Since he's left the garage, no. 5 Q. Have you ever had any discussions with 6 Mr. Ramon-Amparo regarding lawsuits against the 7 defendant? 8 A. No. 9 Q. Do you know Roberto Rojas? 10 A. I worked with him at 199 and Webster. 11 Q. Have you spoken to Mr. Rojas in the 12 last year? 13 A. No. 14 Q. Have you had any discussions with 15 Mr. Rojas regarding any lawsuits against 16 defendant? 17 A. No. I haven't seen that man in about 18 two years. Ever since they -- they sent us to 19 different places. He went somewhere. And I 20 haven't seen him since. 21 Q. Do you know who Nestor Cedeno is? 22 A. Yes, we worked together. 23 Q. When was the last time you spoke to 24 Mr. Cedeno? 25 A. I don't remember. Ever since he left</p> <p style="text-align: right;">TSG Reporting - Worldwide 877-702-9580</p>